

Environmental Protection Agency

§ 52.420

Subpart I—Delaware

§ 52.420 Identification of plan.

(a) *Purpose and scope.* This section sets forth the applicable State implementation plan for Delaware under section 110 of the Clean Air Act, 42 U.S.C. 7410, and 40 CFR part 51 to meet national ambient air quality standards.

(b) *Incorporation by reference.* (1) Material listed in paragraphs (c) and (d) of this section with an EPA approval date prior to July 1, 1998 was approved for incorporation by reference by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. Material is incorporated as it exists on the date of the approval, and notice of any change in the material will be published in the FEDERAL REGISTER. Entries in paragraphs (c) and (d) of this section with EPA approval

dates after July 1, 1998, will be incorporated by reference in the next update to the SIP compilation.

(2) EPA Region 3 certifies that the rules/regulations provided by EPA in the SIP compilation at the addresses in paragraph (b)(3) of this section are an exact duplicate of the officially promulgated State rules/regulations which have been approved as part of the State implementation plan as of July 1, 1998.

(3) Copies of the materials incorporated by reference may be inspected at the Region 3 EPA Office at 1650 Arch Street, Philadelphia, PA 19103; the Office of the FEDERAL REGISTER, 800 North Capitol Street, NW., Suite 700, Washington, DC.; or at EPA, Air and Radiation Docket and Information Center, Air Docket (6102), 401 M Street, SW., Washington, DC. 20460.

(c) *EPA approved regulations.*

EPA-APPROVED REGULATIONS IN THE DELAWARE SIP

State citation	Title subject	State effective date	EPA approval date	Comments
Regulation 1—Definitions and Administrative Principles				
Section 1 Section 2	General Provisions Definitions	5/28/74 2/8/95	03/23/76, 41 FR 12010 9/9/99	New Definitions: (Effective date: 1/7/77) —Capacity factor —Continuous monitoring system —Emission standard —Equipment shutdown —Excess Emissions (Effective Date: 9/26/78) —Sulfuric Acid Plant Revised Definitions: (Effective date: 1/7/77) —Existing Installation, Equipment, Source, or Operation —New Installation, Equipment, Source, or Operation
Section 3 Section 4	Administrative Principles Abbreviations	1/7/72 2/1/81	05/31/72, 37 FR 10842 3/15/82, 48 FR 11013	
Regulation 2—Permits				
Section 1 Section 2 Section 3 Section 4 Section 5 Section 6	General Provisions Applicability Applications Prepared by Interested Parties Cancellation of Permits Action on Applications Denial, Suspension or Revocation of Operating Permits.	6/1/97 6/1/97 6/1/97 6/1/97 6/1/97 6/1/97	1/13/00, 65 FR 2051 1/13/00, 65 FR 2051 1/13/00, 65 FR 2051 1/13/00, 65 FR 2051 1/13/00, 65 FR 2051 1/13/00, 65 FR 2051	
Section 7 Section 8 Section 9 Section 10 Section 11	Transfer of Permit/Registration Prohibited Availability of Permit/Registration Registration Submittal Source Category Permit Applications Permit Applications	6/1/97 6/1/97 6/1/97 6/1/97 6/1/97	1/13/00, 65 FR 2051 1/13/00, 65 FR 2051 1/13/00, 65 FR 2051 1/13/00, 65 FR 2051 1/13/00, 65 FR 2051	

EPA-APPROVED REGULATIONS IN THE DELAWARE SIP—Continued

State citation	Title subject	State effective date	EPA approval date	Comments
Section 12	Public Participation	6/1/97	1/13/00, 65 FR 2051	Limited approval.
Section 13	Department Records	6/1/97	1/13/00, 65 FR 2051	
Regulation 3—Ambient Air Quality Standards				
Section 1	General Provisions	03/29/88	4/6/94, 48 FR 46986	
Section 2	General Restrictions	3/11/80	10/30/81, 46 FR 53663	
Section 3	Suspended Particulates	3/11/80	10/30/81, 46 FR 53663	
Section 4	Sulfur Dioxide	3/11/80	10/30/81, 46 FR 53663	
Section 5	Carbon Monoxide	3/11/80	10/30/81, 46 FR 53663	
Section 6	Ozone	3/11/80	10/30/81, 46 FR 53663	
Section 8	Nitrogen Dioxide	3/11/80	10/30/81, 46 FR 53663	
Section 10	Lead	3/11/80	3/11/82, 48 FR 10535	
Section 11	PM ₁₀ Particulates	12/7/88	4/6/94, 48 FR 46986	
Regulation 4—Particulate Emissions From Fuel Burning Equipment				
Section 1	General Provisions	5/28/74	41 FR 12010	
Section 2	Emission Limits	5/28/74	41 FR 12010	
Regulation 5—Particulate Emissions From Industrial Process Operations				
Section 1	General Provisions	5/28/74	3/23/76, 41 FR 12010	Process weight rate unit (Table 4) is revised to read “Barrels Per Day of Fresh Feed
Section 2	General Restrictions	5/28/74	3/23/76, 41 FR 12010	
Section 3	Restrictions on Hot Mix Asphalt Batching Operations.	5/28/74	3/23/76, 41 FR 12010	
Section 4	Restrictions on Secondary Metal Operations	12/2/77	07/30/79, 44 FR 44497	
Section 5	Restrictions on Petroleum Refining Operations	9/26/78	9/9/99	
Section 6	Restrictions on Prill Tower Operations	9/26/78	08/01/80, 45 FR 51198	
Section 7	Control of Potentially Hazardous Particulate Matter	1/7/72	5/31/72, 37 FR 10842	
Regulation 6—Particulate Emissions From Construction and Materials Handling				
Section 1	General Provisions	1/7/72	05/31/72, 37 FR 10842	
Section 2	Demolition	5/28/74	03/23/76, 41 FR 12010	
Section 3	Grading, Land Clearing, Excavation and Use of Non-Paved Roads.	5/28/74	03/23/76, 41 FR 12010	
Section 4	Material Movement	5/28/74	03/23/76, 41 FR 12010	
Section 5	Sandblasting	5/28/74	03/23/76, 41 FR 12010	
Section 6	Material Storage	5/28/74	03/23/76, 41 FR 12010	
Regulation 7—Emissions From Incineration of Noninfectious Waste				
Section 1	General Provisions	05/28/74	03/23/76, 41 FR 12010	Provisions were revised 10/13/89 by State, but not submitted to EPA as SIP revisions
Section 2	Restrictions	05/28/74	03/23/76, 41 FR 12010	
Regulation 8—Sulfur Dioxide Emissions From Fuel Burning Equipment				
Section 1	General Provisions	12/8/83	10/3/84, 49 FR 39061	
Section 2	Limit on Sulfur Content of Fuel	5/9/85	12/08/86, 51 FR 44068	
Section 3	Emissions Control in Lieu of Sulfur Content Limits of Section 2.	5/9/85	12/08/86, 51 FR 44068	
Regulation 9—Emissions of Sulfur Compounds From Industrial Operations				
Section 1	General Provisions	5/9/85	12/08/86, 51 FR 44068	

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EPA-APPROVED REGULATIONS IN THE DELAWARE SIP—Continued

State citation	Title subject	State effective date	EPA approval date	Comments
Section 2	Restrictions on Sulfuric Acid Manufacturing Operations.	9/26/78	9/9/99	Revised Sections 2.3 and 2.4 Section 2.2 (State effective date: 9/26/80) is federally enforceable as a Section 111(d) plan and codified at 40 CFR 62.1875
Section 3	Restriction on Sulfur Recovery Operations	5/28/74	03/23/76, 41 FR 12010	
Section 4	Stack Height Requirements	4/18/83	09/21/83, 48 FR 42979	
Regulation 10—Control of Sulfur Dioxide Emissions—Kent and Sussex Counties				
Section 1	Requirements for Existing Sources of Sulfur Dioxide.	1/7/72	05/31/72, 37 FR 10842	
Section 2	Requirements for New Sources of Sulfur Dioxide ...	5/28/74	03/23/76, 41 FR 12010	
Regulation 11—Carbon Monoxide Emissions From Industrial Process Operations—New Castle County				
Section 1	General Provisions	5/28/74	03/23/76, 41 FR 12010	Citation revised, 3/23/76, 41 FR 12010
Section 2	Restrictions on Petroleum Refining Operations	1/7/72	05/31/72, 37 FR 10842	
Regulation 12—Control of Nitrogen Oxide Emissions				
Section 1	Applicability	11/24/93	06/16/99, 64 FR 32189	Limited approval
Section 2	Definitions	11/24/93	06/16/99, 64 FR 32189	Limited approval
Section 3	Standards	11/24/93	06/16/99, 64 FR 32189	Limited approval
Section 4	Exemptions	11/24/93	06/16/99, 64 FR 32189	Limited approval
Section 5	Alternative and Equivalent RACT Determinations ...	11/24/93	06/16/99 , 64 FR 32189	Limited approval
Section 6	RACT Proposals	11/24/93	06/16/99, 64 FR 32189	Limited approval
Section 7	Compliance Certification, Record Keeping, and Reporting Requirements.	11/24/93	06/16/99, 64 FR 32189	Limited approval
Regulation 13—Open Burning				
Section 1	Prohibitions-All Counties	2/8/95	03/12/97, 62 FR 11329	EPA effective date is 5/1/98
Section 2	Prohibitions-Specific Counties	2/8/95	03/12/97, 62 FR 11329	EPA effective date is 5/1/98
Section 3	General Restrictions-All Counties	2/8/95	03/12/97, 62 FR 11329	EPA effective date is 5/1/98
Section 4	Exemptions-All Counties	2/8/95	03/12/97, 62 FR 11329	EPA effective date is 5/1/98
Regulation 14—Visible Emissions				
Section 1	General Provisions	7/17/84	07/02/85, 50 FR 27244	
Section 2	Requirements	7/17/84	07/02/85, 50 FR 27244	
Section 3	Alternate Opacity Requirements	7/17/84	07/02/85, 50 FR 27244	
Section 4	Compliance with Opacity Standards	7/17/84	07/02/85, 50 FR 27244	
Regulation 15—Air Pollution Alert and Emergency Plan				
Section 1	General Provisions	1/7/72	05/31/72, 37 FR 10842	Delaware removed the word "standby" from Table III, Section 3B effective 5/28/74, but did not submit as a SIP revision.
Section 2	Stages and Criteria	3/29/88	04/06/94, 59 FR 16140	
Section 3	Required Actions	1/7/72	05/31/72, 37 FR 10842	
Section 4	Standby Plans	1/7/72	05/31/72, 37 FR 10842	
Regulation 16—Sources Having an Interstate Air Pollution Potential				
Section 1	General Provisions	1/7/72	05/31/72, 37 FR 10842	Delaware revised provision effective 5/28/74, but did not submit as a SIP revision

EPA-APPROVED REGULATIONS IN THE DELAWARE SIP—Continued

State citation	Title subject	State effective date	EPA approval date	Comments
Section 2	Limitations	1/7/72	05/31/72, 37 FR 10842	
Section 3	Requirements	1/7/72	05/31/72, 37 FR 10842	
Regulation 17—Source Monitoring, Record-Keeping and Reporting				
Section 1	Definitions and Administrative Principles	1/11/93	02/28/96, 61 FR 7453	Former SIP Sections 1 through 5 respectively; citation revised 2/28/96, 62 FR 7453., Note: Delaware revised Sections 4 and 6 effective 1/11/93, but did not submit as a SIP revision
Section 2	Sampling and Monitoring	7/17/84	07/02/85, 50 FR 27244	
Section 3	Minimum Emission Monitoring Requirements for Existing Sources.	1/10/77	8/25/81, 46 FR 43150	Former SIP Sections 1 through 5 respectively; citation revised 2/28/96, 62 FR 7453.
Section 4	Performance Specifications	1/11/93	9/9/99	
Section 5	Minimum Data Requirements	1/10/77	8/25/81, 46 FR 43150	
Section 6	Data Reduction	1/11/93	9/9/99	
Section 7	Emission Statement	1/11/93	02/28/96, 61 FR 7453	
Regulation 23—Standards of Performance for Steel Plants: Electric Arc Furnaces				
Section 1	Applicability	12/2/77	07/30/79, 44 FR 44497	Correction published 8/20/80, 45 FR 55422
Section 2	Definitions	04/18/83	09/21/83, 49 FR 39061	Correction published 8/20/80, 45 FR 55422.
Section 3	Standard for Particulate Matter	04/18/83	09/21/83, 49 FR 39061	
Section 4	Monitoring of Operations	12/2/77	07/30/79, 44 FR 44497	Correction published 8/20/80, 45 FR 55422.
Section 5	Test Methods and Procedures	12/2/77	07/30/79, 44 FR 44497	Correction published 8/20/80, 45 FR 55422
Regulation 24—Control of Volatile Organic Compound Emissions				
Section 1	General Provisions	1/11/93	5/3/95, 60 FR 21707	The revised definition of "Exempt compounds"
Section 2	Definitions	10/11/98	3/11/99, 64 FR 12087	
Section 3	Applicability	1/11/93	5/3/95, 60 FR 21707	The revised definition of "Exempt compounds"
Section 4	Compliance Certification, Recordkeeping, and Reporting Requirements for Coating Sources.	11/29/94	01/26/96, 61 FR 2419	
Section 5	Compliance Certification, Recordkeeping, and Reporting Requirements for Non-Coating Sources.	1/11/93	5/3/95, 60 FR 21707	The revised definition of "Exempt compounds"
Section 6	General Recordkeeping	1/11/93	5/3/95, 60 FR 21707	
Section 7	Circumvention	1/11/93	5/3/95, 60 FR 21707	The revised definition of "Exempt compounds"
Section 8	Handling, Storage, and Disposal of Volatile Organic Compounds (VOCs).	11/29/94	01/26/96, 61 FR 2419	
Section 9	Compliance, Permits, Enforceability	1/11/93	5/3/95, 60 FR 21707	The revised definition of "Exempt compounds"
Section 10	Aerospace Coatings	11/29/94	01/26/96, 61 FR 2419	
Section 11	Motor Vehicle Refinishing	11/29/94	01/26/96, 61 FR 2419	The revised definition of "Exempt compounds"
Section 12	Surface Coating of Plastic Parts	11/29/94	01/26/96, 61 FR 2419	
Section 13	Automobile and Light-Duty Truck Coating Operations.	1/11/93	5/3/95, 60 FR 21707	The revised definition of "Exempt compounds"
Section 14	Can Coating	1/11/93	5/3/95, 60 FR 21707	
Section 15	Coil Coating	1/11/93	5/3/95, 60 FR 21707	The revised definition of "Exempt compounds"
Section 16	Paper Coating	1/11/93	5/3/95, 60 FR 21707	
Section 17	Fabric Coating	1/11/93	5/3/95, 60 FR 21707	The revised definition of "Exempt compounds"
Section 18	Vinyl Coating	1/11/93	5/3/95, 60 FR 21707	
Section 19	Coating of Metal Furniture	1/11/93	5/3/95, 60 FR 21707	The revised definition of "Exempt compounds"
Section 20	Coating of Large Appliances	1/11/93	5/3/95, 60 FR 21707	
Section 21	Coating of Magnet Wire	11/29/94	01/26/96, 61 FR 2419	The revised definition of "Exempt compounds"
Section 22	Coating of Miscellaneous Metal Parts	1/11/93	5/3/95, 60 FR 21707	
Section 23	Coating of Flat Wood Panelling	1/11/93	5/3/95, 60 FR 21707	The revised definition of "Exempt compounds"
Section 24	Bulk Gasoline Plants	1/11/93	5/3/95, 60 FR 21707	
Section 25	Bulk Gasoline Terminals	11/29/94	01/26/96, 61 FR 2419	

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EPA-APPROVED REGULATIONS IN THE DELAWARE SIP—Continued

State citation	Title subject	State effective date	EPA approval date	Comments
Section 26	Gasoline Dispensing Facility—Stage I Vapor Recovery.	1/11/93	5/3/95, 60 FR 21707	EPA effective date for Sections 50(a)(5) and 50(b)(3) is 5/1/98
Section 27	Gasoline Tank Trucks	1/11/93	5/3/95, 60 FR 21707	
Section 28	Petroleum Refinery Sources	1/11/93	5/3/95, 60 FR 21707	
Section 29	Leaks from Petroleum Refinery Equipment	11/29/94	01/26/96, 61 FR 2419	
Section 30	Petroleum Liquid Storage in External Floating Roof Tanks.	11/29/94	01/26/96, 61 FR 2419	
Section 31	Petroleum Liquid Storage in Fixed Roof Tanks	11/29/94	01/26/96, 61 FR 2419	
Section 32	Leaks from Natural Gas/Gasoline Processing Equipment.	11/29/94	01/26/96, 61 FR 2419	
Section 33	Solvent Metal Cleaning	11/29/94	01/26/96, 61 FR 2419	
Section 34	Cutback and Emulsified Asphalt	1/11/93	5/3/95, 60 FR 21707	
Section 35	Manufacture of Synthesized Pharmaceutical Products.	11/29/94	01/26/96, 61 FR 2419	
Section 36	Stage II Vapor Recovery	1/11/93	6/10/94, 59 FR 29956	
Section 37	Graphic Arts Systems	11/29/94	01/26/96, 61 FR 2419	
Section 38	Petroleum Solvent Dry Cleaners	1/11/93	5/3/95, 60 FR 21707	
Section 39	Perchloroethylene Dry Cleaning	1/11/93	5/3/95, 60 FR 21707	
Section 40	Leaks from Synthetic Organic Chemical, Polymer, and Resin Manufacturing Equipment.	1/11/93	5/3/95, 60 FR 21707	
Section 41	Manufacture of High-Density Polyethylene, Polypropylene and Polystyrene Resins.	1/11/93	5/3/95, 60 FR 21707	
Section 42	Air Oxidation Processes in the Synthetic Organic Chemical Manufacturing Industry.	1/11/93	5/3/95, 60 FR 21707	
Section 43	Bulk Gasoline Marine Tank Vessel Loading Facilities.	11/29/94	01/26/96, 61 FR 2419	
Section 44	Batch Processing Operations	11/29/94	01/26/96, 61 FR 2419	
Section 45	Industrial Cleaning Solvents	11/29/94	1/26/96, 61 FR 2419	
Section 47	Offset Lithographic Printing	11/29/94	05/14/97, 62 FR 26399	
Section 48	Reactor Processes and Distillation Operations in the Synthetic Organic Chemical Manufacturing Industry.	11/29/94	01/26/96, 61 FR 2419	
Section 49	Control of Volatile Organic Compound Emissions from Volatile Organic Liquid Storage Vessels.	11/29/94	01/26/96, 61 FR 2419	
Section 50	Other Facilities that Emit Volatile Organic Compounds (VOCs).	11/29/94	03/12/97, 62 FR 11329	
Appendix "A".	Test Methods and Compliance Procedures: General Provisions.	11/29/94	01/26/96, 61 FR 2419	
Appendix "B".	Test Methods and Compliance Procedures: Determining the Volatile Organic Compound (VOC) Content of Coatings and Inks.	1/11/93	5/3/95, 60 FR 21707	
Appendix "C".	Test Methods and Compliance Procedures: Alternative Compliance Methods for Surface Coating.	1/11/93	5/3/95, 60 FR 21707	
Appendix "D".	Test Methods and Compliance Procedures: Emission Capture and Destruction or Removal Efficiency and Monitoring Requirements.	11/29/94	01/26/96, 61 FR 2419	
Appendix "E".	Test Methods and Compliance Procedures: Determining the Destruction or Removal Efficiency of a Control Device.	1/11/93	5/3/95, 60 FR 21707	
Appendix "F".	Test Methods and Compliance Procedures: Leak Detection Methods for Volatile Organic Compounds (VOCs).	1/11/93	5/3/95, 60 FR 21707	
Appendix "G".	Performance Specifications for Continuous Emissions Monitoring of Total Hydrocarbons.	1/11/93	5/3/95, 60 FR 21707	
Appendix "H".	Quality Control Procedures for Continuous Emission Monitoring Systems (CEMS).	1/11/93	5/3/95, 60 FR 21707	
Appendix "I".	Method to Determine Length of Rolling Period for Liquid-Liquid Material Balance Method.	11/29/94	01/26/96, 61 FR 2419	
Appendix "J".	Procedures for Implementation of Regulations Covering Stage II Vapor Recovery Systems for Gasoline Dispensing Facilities.	1/11/93	6/10/94, 59 FR 29956	
Appendix "J1".	Certified Stage II Vapor Recovery Systems	1/11/93	6/10/94, 59 FR 29956	
Appendix "J2".	Pressure Decay/Leak Test Procedure for Verification of Proper Functioning of Stage I & Stage II Vapor Recovery Equipment.	1/11/93	6/10/94, 59 FR 29956	

EPA-APPROVED REGULATIONS IN THE DELAWARE SIP—Continued

State citation	Title subject	State effective date	EPA approval date	Comments
Appendix "J3".	Dynamic Backpressure (Dry) Test and Liquid Blockage (Wet) Test Procedure for Verification of Proper Functioning of Stage II Vapor Balance Recovery Systems.	1/11/93	6/10/94, 59 FR 29956	
Appendix "K".	Emission Estimation Methodologies	11/29/94	01/26/96, 61 FR 2419	
Appendix "L".	Method to Determine Total Organic Carbon for Off-set Lithographic Solutions.	11/29/94	01/26/96, 61 FR 2419	
Appendix "M".	Test Method for Determining the Performance of Alternative Cleaning Fluids.	11/29/94	01/26/96, 61 FR 2419	
Regulation 25—Requirements for Preconstruction Review				
Section 1	General Provisions	5/15/90	01/27/93, 58 FR 26689	
Section 2	Emission Offset Provisions	7/6/82	10/17/83, 48 FR 46986	
Section 3	Prevention of Significant Deterioration of Air Quality	5/15/90	01/27/93, 58 FR 26689	
Regulation 26—MOTOR VEHICLE EMISSIONS INSPECTION PROGRAM				
Section 1	Applicability and Definitions	4/1/90	1/06/92, 57 FR 351	Regulation 26 provisions apply to Sussex County only, effective 11/1/99.
Section 2	General Provisions	4/1/90	1/06/92, 57 FR 351	
Section 3	Registration Requirement	5/9/85	12/08/86, 51 FR 44068	
Section 4	Exemptions	4/1/90	01/06/92, 57 FR 351	
Section 5	Enforcement	7/6/82	10/17/83, 48 FR 46986	
Section 6	Compliance, Waivers, Extensions of Time, and Repairs.	4/1/90	01/06/92, 57 FR 351	
Section 7	Inspection Facility Requirements	7/6/82	10/17/83, 48 FR 46986	
Section 8	Certification of Motor Vehicle Officers	7/6/82	10/17/83, 48 FR 46986	
Section 9	Calibration and Test Procedures and Approved Equipment.	7/6/82	10/17/83, 48 FR 46986	
Technical Memorandum 1.	Motor Vehicle Inspection and Maintenance Program Vehicle Test Procedure and Machine Calibration.	4/1/90	01/06/92, 57 FR 351	
Regulation 27—Stack Heights				
Section 1	General Provisions	4/18/83	09/21/83, 48 FR 42979	
Section 2	Definitions Specific to this Regulation	12/7/88	06/29/90, 55 FR 26689	
Section 3	Requirements for Existing and New Sources	2/18/87	06/29/90, 55 FR 26689	
Section 4	Public Notification	2/18/87	06/29/90, 55 FR 26689	
Regulation 31—Low Enhanced Inspection and Maintenance Program				
Section 1	Applicability	08/13/98	09/30/99	Provisions apply to New Castle and Kent Counties
Section 2	Low Enhanced I/M performance standard	08/13/98	09/30/99	
Section 3	Network type and program evaluation	06/11/99	09/30/99	
Section 4	Test Frequency and Convenience	06/11/99	09/30/99	
Section 5	Vehicle Coverage-except paragraph (4) which applies to federal facilities.	06/11/99	09/30/99	
Section 6	Test Procedures and Standards	06/11/99	09/30/99	
Section 7	Waivers and Compliance Via Diagnostic Inspection	08/13/98	09/30/99	
Section 8	Motorist Compliance Enforcement	08/13/98	09/30/99≤	
Section 9	Enforcement Against Operators and Motor Vehicle Technicians.	08/13/98	09/30/99	
Section 10	Improving Repair Effectiveness	08/13/98	09/30/99	
Section 11	Compliance with Recall Notices	08/13/98	09/30/99	
Section 12	On-Road Testing	08/13/98	09/30/99	
Section 13	Implementation Deadlines	06/11/99	09/30/99	
Appendix 1(d).	Commitment to Extend the I/M Program to the Attainment Date Letter from Secretary Tulou to EPA Administrator, W. Michael McCabe.	08/13/98	09/30/99	
Appendix 3 (a)(7).	Exhaust Emission Limits According to Model Year	08/13/98	09/30/99	
Appendix 3(c)(2).	VMAS™ Test Procedure	06/11/99	09/30/99	

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Appendix 4(a).	Sections from Delaware Criminal and Traffic Law Manual.	08/13/98	09/30/99	
Appendix 5(a).	Division of Motor Vehicles Policy on Out-of-State Renewals.	08/13/98	09/30/99	
Appendix 5(f).	Clean Screening Vehicle Exemption	06/11/99	09/30/99	
Appendix 6(a).	Idle Emissions Test Procedures	06/11/99	09/30/99	
Appendix 6(a)(5).	Vehicle Emission Repair Report Form	08/13/98	09/30/99	
Appendix 6(a)(8).	Evaporative System Integrity (Pressure) Test	08/13/98	09/30/99	
Appendix 7(a).	Emission Repair Technician Certification Process ..	08/13/98	09/30/99	
Appendix 8(a).	Registration Denial System Requirements Definition.	08/13/98	09/30/99	
Appendix 9(a).	Enforcement Against Operators and Inspectors	08/13/98	09/30/99	
Regulation 35—General Conformity				
Section 1	Purpose	8/14/96	07/15/97, 62 FR 37722	
Section 2	Definitions	8/14/96	07/15/97, 62 FR 37722	
Section 3	Applicability	8/14/96	07/15/97, 62 FR 37722	
Section 4	Conformity Analysis	8/14/96	07/15/97, 62 FR 37722	
Section 5	Reporting Requirements	8/14/96	07/15/97, 62 FR 37722	
Section 6	Public Participation and Consultation	8/14/96	07/15/97, 62 FR 37722	
Section 7	Frequency of Conformity Determinations	8/14/96	07/15/97, 62 FR 37722	
Section 8	Criteria for Determining Conformity of General Federal Actions.	8/14/96	07/15/97, 62 FR 37722	
Section 9	Procedures for Conformity Determinations of General Federal Actions.	8/14/96	07/15/97, 62 FR 37722	
Section 10	Mitigation of Air Quality Impacts	8/14/96	07/15/97, 62 FR 37722	
Section 11	Savings Provision	8/14/96	07/15/97, 62 FR 37722	
Regulation 37—NO_x Budget Program				
Section 1	General Provisions	12/11/99	03/9/00, 65 FR 12483	
Section 2	Applicability	12/11/99	03/9/00, 65 FR 12483	
Section 3	Definitions	12/11/99	03/9/00, 65 FR 12483	
Section 4	Allowance Allocation	12/11/99	03/9/00, 65 FR 12483	
Section 5	Permits	12/11/99	03/9/00, 65 FR 12483	
Section 6	Establishment of Compliance Accounts	12/11/99	03/9/00, 65 FR 12483	
Section 7	Establishment of General Accounts	12/11/99	03/9/00, 65 FR 12483	
Section 8	Opt In Provisions	12/11/99	03/9/00, 65 FR 12483	
Section 9	New Budget Source Provisions	12/11/99	03/9/00, 65 FR 12483	
Section 10	NO _x Allowance Tracking System (NATS)	12/11/99	03/9/00, 65 FR 12483	
Section 11	Allowance Transfer	12/11/99	03/9/00, 65 FR 12483	
Section 12	Allowance Banking	12/11/99	03/9/00, 65 FR 12483	
Section 13	Emission Monitoring	12/11/99	03/9/00, 65 FR 12483	
Section 14	Recordkeeping	12/11/99	03/9/00, 65 FR 12483	
Section 15	Emissions Reporting	12/11/99	03/9/00, 65 FR 12483	
Section 16	End-of-Season Reconciliation	12/11/99	03/9/00, 65 FR 12483	
Section 17	Compliance Certification	12/11/99	03/9/00, 65 FR 12483	
Section 18	Failure to Meet Compliance Requirements	12/11/99	03/9/00, 65 FR 12483	
Section 19	Program Audit	12/11/99	03/9/00, 65 FR 12483	
Section 20	Program Fees	12/11/99	03/9/00, 65 FR 12483	
Appendix A.	NO _x Budget Program—Budget Sources & Allowances.	12/11/99	03/9/00, 65 FR 12483	
Appendix B.	NO _x Budget Program—Final OTC NO _x Base-line Inventory.	12/11/99	03/9/00, 65 FR 12483	

(d) *EPA approved State source specific requirements.*

EPA-APPROVED DELAWARE SOURCE-SPECIFIC PERMITS

Name of source	Permit number	State effective date	EPA approval date	Comments
Getty Oil Co	75-A-4	8/5/75	3/7/79, 44 FR 12423	§ 52.420(c)(11)

EPA-APPROVED DELAWARE SOURCE-SPECIFIC PERMITS—Continued

Name of source	Permit number	State effective date	EPA approval date	Comments
Phoenix Steel Co.-Electric Arc Furnaces Charging & Tapping #2.	77-A-8	12/2/77	7/30/79, 44 FR 25223	§ 52.420(c)(12)
Delmarva Power & Light—Indian River	89-A-7/APC 89/197	2/15/89	1/22/90, 55 FR 2067	§ 52.420(c)(38)

(e) [Reserved]

[63 FR 67410, Dec. 7, 1998, as amended at 64 FR 12087, Mar. 11, 1999; 64 FR 32189, June 16, 1999; 64 FR 48963, Sept. 9, 1999; 64 FR 52659, Sept. 30, 1999; 65 FR 2051, Jan. 13, 2000; 65 FR 12483, Mar. 9, 2000]

§ 52.421 Classification of regions.

The Delaware plan was evaluated on the basis of the following classifications:

Air quality control region	Pollutant				
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
Metropolitan Philadelphia Interstate	I	I	III	I	I
Southern Delaware Intrastate	III	III	III	III	III

[37 FR 10856, May 31, 1972, as amended at 39 FR 16345, May 8, 1974]

§ 52.422 Approval status.

(a) With the exceptions set forth in this subpart, the Administrator approves Delaware's plan for the attainment and maintenance of the national standards under section 110 of the Clean Air Act. Furthermore, the Administrator finds that the plan satisfies all requirements of part D, title I, of the Clean Air Act as amended in 1977, except as noted below. In addition, continued satisfaction of the requirements of part D for the ozone portion of the SIP depends on the adoption and submittal of RACT requirements by July 1, 1980, for the sources covered by CTGs issued between January 1978 and January 1979 and adoption and submittal by each subsequent January of additional RACT requirements for sources covered by CTGs issued by the previous January.

(b) Letter of February 26, 1993, from the Delaware Department of Natural Resources and Environmental Control transmitting a commitment to adopt either the Federal clean fuel fleet program or an alternative substitute program by May 15, 1994.

[45 FR 14558, Mar. 6, 1980, as amended at 58 FR 50848, Sept. 29, 1993]

§ 52.423 1990 Base Year Emission Inventory.

EPA approves as a revision to the Delaware State Implementation Plan the 1990 base year emission inventories for the Delaware ozone nonattainment areas submitted by the Secretary of the Department of Natural Resources and Environmental Control on May 27, 1994. This submittal consists of the 1990 base year point, area, non-road mobile, biogenic and on-road mobile source emission inventories in area for the following pollutants: volatile organic compounds (VOC), carbon monoxide (CO), and oxides of nitrogen (NO_x).

[61 FR 1841, Jan. 24, 1996]

§ 52.424 Conditional approval.

(a)–(b) [Reserved]

(c) EPA is conditionally approving as a revision to the State Implementation Plan the New Source Review (NSR) program submitted by the Secretary of the Delaware Department of Natural Resources and Environmental Control on January 11, 1993. Delaware must provide a SIP revision which corrects the deficiencies in the NSR Regulation (Regulation No. 25) by April 5, 1999. Once Delaware satisfies the conditions